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6385 S. Rainbow Boulevard, Suite 600
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702.893.3383
FAX: 702.893.3789
Attorneys for Defendant Eurpac Service, Inc.

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

11 | EARLY MCGEE, individually,

Plaintiff.

vs

14 EURPAC SERVICE, INC., a Connecticut
15 Corporation; DOES I-X; and ROE
CORPORATIONS I-X, inclusive

Defendant

CASE NO.: 2:20-cv-00334-RFB-BNW

**STIPULATION AND ORDER TO
EXTEND DISCOVERY PLAN AND
SCHEDULING ORDER**

(Second Request)

18 Plaintiff, EARLY MCGEE, by and through her attorneys of record, ADAM SMITH
19 LAW, and Defendant, EURPAC SERVICES, INC., by and through its attorneys of record
20 LEWIS BRISBOIS BISGAARD & SMITH LLP, hereby request that the discovery deadlines
21 in the previously filed DEFENDANT'S EMERGENCY MOTION TO EXTEND
22 DISCOVERY DEADLINES [Doc.15], be extended by ninety (90) days, pursuant to FRCP
23 29 and LR-26.4, as follows:

A. DISCOVERY WHICH HAS BEEN COMPLETED

The parties have conducted the following discovery to date:

1. Participation in the FRCP 26(f) Conference;
 2. Plaintiff has propounded Requests for Admissions, Request for

1 Production and Interrogatories and Defendant has answered;

2 3. Defendant has propounded Interrogatories, Requests for Production,
3 and Requests for Admission. Plaintiff has answered;

4 4. Plaintiff has disclosed her Initial FRCP 26(a)(1) Disclosure of Witnesses
5 and Documents;

6 5. Defendant has disclosed their Initial and First through Third
7 Supplemental FRCP 26(a)(1) Disclosures;

8 6. Defendant deposed Plaintiff; and

9 Defendant was able to obtain documents from Class Six through a
10 Freedom of Information Act Request.

11 **B. DISCOVERY WHICH REMAINS TO BE CONDUCTED**

12 1. Deposition of Defendant;

13 2. Obtaining Plaintiff's Medical Records;

14 3. Depositions of Plaintiff's Medical Providers;

15 4. Initial Expert and Rebuttal Expert Disclosures;

16 5. Depositions of Plaintiff's Expert Witnesses;

17 6. Depositions of Defendant's Expert Witnesses;

18 7. Service of Subpoena to Nellis Airforce Base (currently closed due to
19 COVID-19 Pandemic);

20 8. Site Inspection of the Nellis Airforce Base Exchange- Class Six;

21 9. Additional Written Discovery; and

22 10. Any Additional Discovery Deemed Necessary.

23 **C. REASONS WHY THE PROPOSED DISCOVERY PLAN WAS NOT
24 COMPLETED PRIOR TO THE EXPIRATION FO THE CURRENT
25 DISCOVERY DEADLINE**

26 The parties have been working diligently to complete discovery. Plaintiff has

1 responded to Defendant's written discovery, and Defendant has attempted to request and
 2 subpoena Plaintiff's medical records. Due to the restrictions imposed by the current
 3 COVID-19 Pandemic, Nellis Airforce Base is currently closed, and the parties have been
 4 unable to serve a subpoena for relevant information and/or schedule a site inspection.
 5 Defendant will obtain medical records and then parties will be able to schedule the
 6 deposition of Defendant. The parties will schedule the depositions of disclosed medical
 7 experts, and Plaintiff's treating physicians. The parties respectfully request an extension.
 8

9 **D. PROPOSED PLAN FOR COMPLETING DISCOVERY**

10 EVENT	11 CURRENT DEADLINE	12 PROPOSED DEADLINE
13 Discovery Deadline	14 October 26, 2020	15 January 25, 2021
16 Amend Pleading/Add Parties	17 July 28, 2020	18 October 26, 2020
19 Initial Expert Disclosures	20 August 26, 2020	21 November 24, 2020
22 Rebuttal Expert Disclosures	23 September 26, 2020	24 December 18, 2020
25 File Dispositive Motions	26 November 25, 2020	27 February 23, 2021
28 Pre-Trial Order	//	//

20 **E. THE CURRENT TRIAL DATE**

21 This matter has not been scheduled for trial.

22 //

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1 **E. NUMBER OF REQUESTS FOR EXTENSION**

2 This is the second request to extend discovery deadlines and continue trial date.

3 DATED this 11th day of August, 2020.

5 ADAM SMITH LAW

7 By: /s/ Christian Miles

8 Adam D. Smith
9 Nevada Bar No. 9690
10 Christian A. Miles
11 Nevada Bar No. 13193
12 6130 Elton Avenue
13 Las Vegas, Nevada 89107
14 *Attorneys for Plaintiff*

12 LEWIS BRISBOIS BISGAARD & SMITH LLP

14 By: /s/ Michael Smith

15 DARRELL D. DENNIS
16 Nevada Bar No. 006618
17 STEPHANIE GARABEDIAN
18 Nevada Bar No. 009612
19 MICHAEL R. SMITH
20 Nevada Bar No. 12461
21 6385 S. Rainbow Boulevard, Suite 600
22 Las Vegas, Nevada 89118
23 Tel. 702.893.3383
24 *Attorneys for Defendant Eurpac Service Inc.*

21 IT IS SO ORDERED:



23 UNITED STATES MAGISTRATE JUDGE

24 August 13, 2020

25 DATED: _____

Mercado, Gabriela

From: Smith, Michael R. (LV)
Sent: Tuesday, August 11, 2020 9:54 AM
To: Mercado, Gabriela
Subject: FW: Mcgee v. Eurpac - Defendant's FRCP 26(a)(1)(C) Third Supplemental List of Witnesses and Disclosure of Documents
Attachments: McGee - Stipulation and Order to Extend Discovery Plan & Scheduling Order (2nd Request) 08.10.20 4851-7588-6535 v.1.docx

Follow Up Flag: Follow up
Flag Status: Flagged

Categories: Follow-up w/Atty.

Can you help with this?

Michael Smith
Attorney
Las Vegas Rainbow
702.830.9017 or x7029017

From: Garabedian, Stephanie
Sent: Tuesday, August 11, 2020 9:52 AM
To: Smith, Michael R. (LV) <Michael.R.Smith@lewisbrisbois.com>; Quintana, Lucille <Lucille.Quintana@lewisbrisbois.com>
Subject: FW: Mcgee v. Eurpac - Defendant's FRCP 26(a)(1)(C) Third Supplemental List of Witnesses and Disclosure of Documents

Lucille, please file the attached Stip. OC's permission is below.

Stephanie Garabedian
Partner
Las Vegas Rainbow
702.693.4379 or x7024379

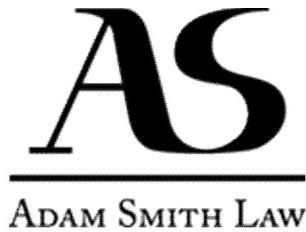
From: Christian Miles <christian@adamsmithlaw.com>
Sent: Tuesday, August 11, 2020 9:02 AM
To: Garabedian, Stephanie <Stephanie.Garabedian@lewisbrisbois.com>; Quintana, Lucille <Lucille.Quintana@lewisbrisbois.com>
Cc: Smith, Michael R. (LV) <Michael.R.Smith@lewisbrisbois.com>; Grigg, Christopher <Christopher.Grigg@lewisbrisbois.com>; Lourdes Chappell <lourdes@adamsmithlaw.com>; Adam Smith <adam@adamsmithlaw.com>
Subject: [EXT] RE: Mcgee v. Eurpac - Defendant's FRCP 26(a)(1)(C) Third Supplemental List of Witnesses and Disclosure of Documents

External Email

Good Morning Stephanie,

I have no objections to the SAO. You may use my e-signature to submit the document to the Court.

Best Regards,



Christian A. Miles
ADAM SMITH LAW
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f: (702) 960-4454
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6130 Elton Ave., Las Vegas, NV 89107
www.adamsmithlaw.com

From: Garabedian, Stephanie <Stephanie.Garabedian@lewisbrisbois.com>
Sent: Monday, August 10, 2020 5:17 PM
To: Quintana, Lucille <Lucille.Quintana@lewisbrisbois.com>; Christian Miles <christian@adamsmithlaw.com>
Cc: Smith, Michael R. (LV) <Michael.R.Smith@lewisbrisbois.com>; Grigg, Christopher <Christopher.Grigg@lewisbrisbois.com>; Lourdes Chappell <lourdes@adamsmithlaw.com>
Subject: RE: Mcgee v. Eurpac - Defendant's FRCP 26(a)(1)(C) Third Supplemental List of Witnesses and Disclosure of Documents

Hi Christian,

Pursuant to your voicemail, please find attached our proposed SAO to extend discovery. Please let us know if you approve of the Stipulation or if you would like revisions.

Thank you,

Stephanie



Stephanie Garabedian
Partner
Stephanie.Garabedian@lewisbrisbois.com
T: 702.693.4379 F: 702.893.3789

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Representing clients from coast to coast. View our locations nationwide.

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From: Quintana, Lucille
Sent: Thursday, July 9, 2020 4:46 PM
To: 'christian@adamsmithlaw.com' <christian@adamsmithlaw.com>; 'lourdes@adamsmithlaw.com' <lourdes@adamsmithlaw.com>
Cc: Garabedian, Stephanie <Stephanie.Garabedian@lewisbrisbois.com>; Smith, Michael R. (LV) <Michael.R.Smith@lewisbrisbois.com>; Grigg, Christopher <Christopher.Grigg@lewisbrisbois.com>

Subject: Mcgee v. Eurpac - Defendant's FRCP 26(a)(1)(C) Third Supplemental List of Witnesses and Disclosure of Documents

Christian and Lourdes –

Please find attached Defendant's FRCP 26(a)(1)(C) Third Supplemental List of Witnesses and Disclosure of Documents.

Thank you,

Lucille



Lucille Quintana
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